

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-57IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
APRIL 16, 2003*Codification
District of
Columbia
Official Code*

2001 Edition

2003 Supp.

West Group
Publisher

To amend Chapter 10 of Title 47 of the District of Columbia Official Code to provide a real property tax exemption and relief to property located in lot 817, square 1954, in the District of Columbia to be owned by the Rosedale Conservancy.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Rosedale Conservancy Real Property Tax Exemption and Relief Act of 2003".

Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents to Chapter 10 is amended by adding a new section designation "§ 47-1054. Rosedale Conservancy, lot 817 in square 1954".

(b) A new section 47-1054 is added to read as follows:

"§ 47-1054. Rosedale Conservancy, lot 817 in square 1954.

"(a) The property located in the District of Columbia described as part of lot 817 in square 1954 situated at 3501 Newark Street, N.W., owned, occupied, and used by the Rosedale Conservancy, is hereby exempt from all taxation so long as:

"(1) The real property remains unimproved (except for repairs or maintenance), is maintained as open space and parkland in a manner consistent with the real property's historical significance, and is reasonably accessible to the general public without charge or payment of a fee of any kind; and

"(2) After the transfer of the real property from The Conservation Fund, Inc.:

"(A) The real property is owned by the Rosedale Conservancy, an organization qualifying under section 501(c)(3) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2085; 26 U.S.C. § 501(c)(3)), and is used solely to further the tax-exempt purposes of the Rosedale Conservancy; and

"(B) The Rosedale Conservancy does not lease or otherwise allow other persons to occupy the real property in whole or in part.

"(b) Sections 47-1005, 47-1007, and 47-1009 shall apply to the real property.

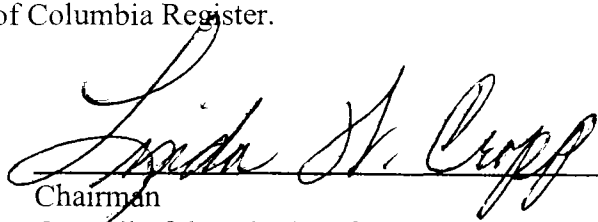
"(c) All real property taxes, interest, penalties, fees, recordation and transfer taxes, and

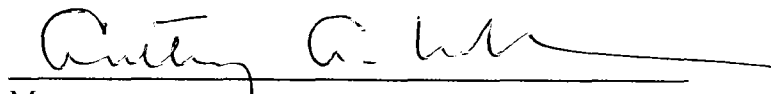
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other related charges assessed against real property located on part of square 1954, lot 817, for the period beginning September 25, 2002, including all taxes related to the transfer of the real property from Youth for Understanding to The Conservation Fund, Inc., the interim ownership of the real property by The Conservation Fund, Inc., and the subsequent transfer of the real property from The Conservation Fund, Inc., to the Rosedale Conservancy, shall be forgiven, and any payments already made for this period shall be refunded; provided, that this property is transferred to the Rosedale Conservancy.”.

Sec. 3. The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in the District of Columbia Register.


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
April 16, 2003

ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-58

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
APRIL 16, 2003

To order the closing of a portion of an alley in Square 377, bounded by 9th Street, N.W., F Street, N.W., 10th Street, N.W., and E Street, N.W., in Ward 2.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Closing of a Public Alley in Square 377, S.O. 02-3683, Act of 2003".

Sec. 2. (a) Pursuant to section 201 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code § 9-202.01), the Council finds that the portion of a public alley in Square 377, as shown on the Surveyor's plat filed under S.O. 02-3683, is unnecessary for alley purposes and orders it closed, with title to the land to vest as shown on the Surveyor's plat.

(b) The approval of the Council of this closing is contingent upon the satisfaction of all conditions set forth by the District agencies and affected public utilities in the official file on S.O. 02-3683, including the filing, in the Recorder of Deeds division of the District of Columbia Office of Tax and Revenue, of a covenant between the District of Columbia and the owners of Lots 35 and 41 in Square 377, that incorporates the following conditions:

(1) The conditions set forth in the decision and order of the Mayor's Agent for Historic Preservation, dated August 29, 2002, in H.P.A. No. 02-261 and H.P.A. No. 02-266; and

(2) The conditions set forth in the decision of the Board of Zoning Adjustment, dated July 9 and 23, 2002, in Application No. 16892.

Sec. 3. Fiscal impact statement.

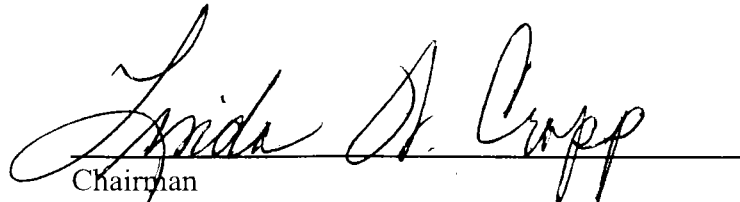
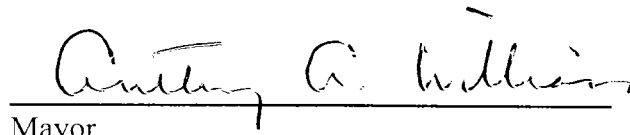
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. The Secretary to the Council shall transmit a copy of this act, upon its effective date, to the Surveyor of the District of Columbia, the District of Columbia Recorder of Deeds, the Office of Zoning, and the Office of Planning.

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Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.


Chairman
Council of the District of Columbia
Mayor
District of Columbia
APPROVED
April 16, 2003

ENROLLED ORIGINAL

AN ACT
D.C. ACT 15-59

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 16, 2003*Codification
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To symbolically designate, on a temporary basis, 21st Street, N.W., between Massachusetts Avenue and Q Street, N.W., as Kivie Kaplan Way.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Kivie Kaplan Way Designation Temporary Act of 2003".

Sec. 2. Pursuant to section 403a of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 11-236; D.C. Official Code § 9-204.03a), the Council symbolically designates 21st Street, N.W., between Massachusetts Avenue and Q Street, N.W., as "Kivie Kaplan Way".

*Note,
§ 9-204.03a*

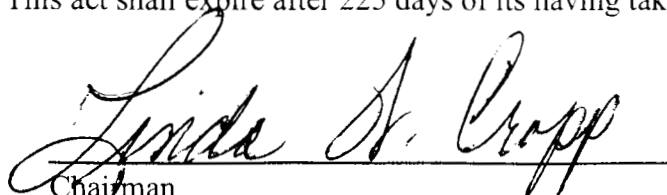
Sec. 3. The Council adopts the attached fiscal impact statement as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

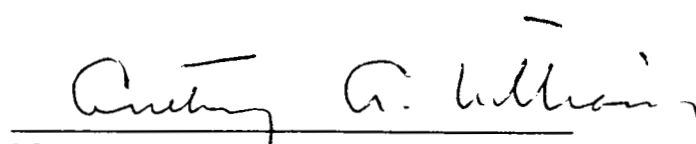
Sec. 4. (a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule

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Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.


Chairman
Council of the District of Columbia


Mayor
District of Columbia

APPROVED
April 16, 2003

**COUNCIL OF THE DISTRICT OF COLUMBIA
OFFICE OF THE BUDGET DIRECTOR
FISCAL IMPACT STATEMENT**

Bill Number:	Type: Emergency () Temporary (X) Permanent ()	Date Reported: March 18, 2003
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Subject/Short Title: Kivie Kaplan Way Designation Temporary Act of 2003

Part I. Summary of the Fiscal Estimates of the Bill

	YES	NO
1. It will impact spending. (If "Yes," complete Section 1 in the Fiscal Estimate Worksheet).	()	(x)
a) It will affect local expenditures.	()	()
b) It will affect federal expenditures.	()	()
c) It will affect private/other expenditures.	()	()
d) It will affect intra-District expenditures.	()	()
2. It will impact revenue. (If "Yes," complete Section 2 in the Fiscal Estimate Worksheet).	()	(x)
a) It will impact local revenue.	()	()
b) It will impact federal revenue.	()	()
c) It will impact private/other revenue.	()	()
d) It will impact intra-District revenue.	()	()
3. The bill will have NO or little fiscal impact on spending or revenue. (If "Yes," explain below).	()	(X)

Explanation:

Part II. Other Impact of the Bill

If you check "Yes" for each question, please explain on separate sheet.

	YES	NO
1. It will affect an agency and/or agencies in the District.	()	(x)
2. Will there be performance measures/output for this amendment?	()	(x)
3. Will it have results/outcome, i.e., what would happen if this amendment is enacted or not enacted?	()	(x)
4. Will the Budget and Financial Plan be affected by this bill?	()	(x)

Sources of information: Staff	Councilmember: Jack Evans
	Staff Person & Tel: Schannette Grant, 724-8058
	Reviewed by Budget Director:
	Budget Office Tel: 202-724-8139 <i>ADA</i>

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ENROLLED ORIGINAL

AN ACT

D.C. ACT 15-60

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
APRIL 16, 2003

To amend, on a temporary basis, the District of Columbia Noise Control Act of 1977 to exempt the Georgetown underground utility infrastructure upgrade project, known as the "Georgetown Project," from the maximum noise level restrictions; and the District of Columbia Construction Codes Supplement of 1999 to exempt the Georgetown Project from the limitations on after-hours work.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Georgetown Project Temporary Amendment Act of 2003".

Sec. 2. The District of Columbia Noise Control Act of 1977, effective March 16, 1978 (D.C. Law 2-53; 20 DCMR § 2700 *et seq.*), is amended as follows: DCMR

(a) Section 3 (20 DCMR § 2799.1) is amended by inserting a new subsection (f-2) to read as follows:

"(f-2) Georgetown Project – The project (which commenced in September 2001 and is scheduled to be completed no later than December 31, 2005) that is being undertaken by the District of Columbia government, the Potomac Electric Power Company, Washington Gas Light Company, the District of Columbia Water and Sewer Authority, and Verizon of Washington, D.C. to rehabilitate, upgrade, and improve utility infrastructure, roadways, sidewalks, and landscaping adjacent to the Georgetown Business District, which is geographically defined as the commercial properties along M Street, N.W., between 28th Street, N.W., and Key Bridge and along Wisconsin Avenue, N.W., between K Street, N.W., and S Street, N.W."

(b) Section 5 is amended by adding a new subsection (f) to read as follows:

"(f) Notwithstanding any other provision of this act, noise emanating from construction equipment and any activities related to the Georgetown Project shall be exempt at all times from any noise limitations contained in this act, including section 5(a), (b), (d)(2), and (e)(2), and shall not be subject to enforcement under any provision of this act."

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Sec. 3. Section 107 of the District of Columbia Construction Codes Supplement of 1999 DCMR (12A DCMR § 107), adopted pursuant to section 10 of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1409), is amended by adding a new subsection 107.2.8.2 to read as follows:

“107.2.8.2 Georgetown Project: The limitations on the issuance of after-hours permits set forth in section 107.2.8.1 shall not apply to after-hours work related to the Georgetown Project. For the purposes of this section, the “Georgetown Project” means the project (which commenced in September 2001 and is scheduled to be completed no later than December 31, 2005) that is being undertaken by the District of Columbia government, the Potomac Electric Power Company, Washington Gas Light Company, the District of Columbia Water and Sewer Authority, and Verizon of Washington, D.C. to rehabilitate, upgrade, and improve utility infrastructure, roadways, sidewalks, and landscaping adjacent to the Georgetown Business District, which is geographically defined as the commercial properties along M Street, N.W., between 28th Street, N.W., and Key Bridge and along Wisconsin Avenue, N.W., from K Street, N.W., to S Street, N.W.”.

Sec. 4. This bill will have no ascertainable fiscal impact, as it merely limits the application of the maximum permissible noise level limitations and the limitations on after-hours construction.

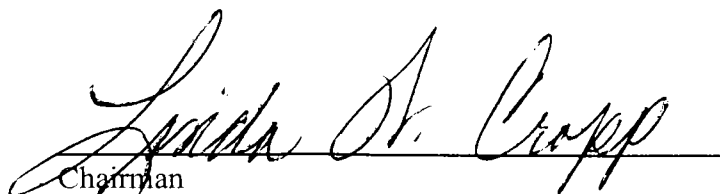
Sec. 5. (a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule

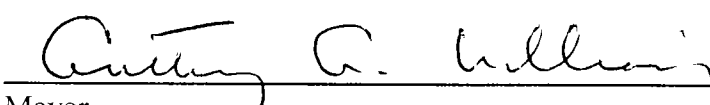
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Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.


Chairman
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